

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission **13** Attorney Docket No. **A-65029/MSS (468282-32)**

## ENCLOSURES (check all that apply)

|  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form                     | <input type="checkbox"/> Assignment Papers (for a Patent Application)                   | <input type="checkbox"/> After Allowance Communication to Group   |
| <input checked="" type="checkbox"/> Fee Attached                             | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences   |
| <input checked="" type="checkbox"/> Amendment / Reply                        | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition   | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s):<br>(please identify below):<br>a Small Entity Statement (executed), check no. <u>6633</u> in the amount of <u>\$27.00</u> (for 3 additional claims) |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Terminal Disclaimer  | and a self-addressed stamped Postcard.  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              | <input type="checkbox"/> Request for Refund   |   |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application   | <b>Remarks</b>  |   |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                               |  |                              |
|-------------------------------|--|------------------------------|
| Firm<br>or<br>Individual name | Maria S. Swiatek, Esq., Reg. No. 37,244<br>DORSEY & WHITNEY LLP<br>4 Embarcadero Center, Suite 3400<br>San Francisco, CA 94111<br>Tel.: 415 781 1989 | Customer Number <b>32940</b> |
| Signature                     | <i>Maria S. Swiatek</i>  |                              |
| Date                          | July 22, 2004  |                              |

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with Sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: **July 22, 2004**

**X**

|                       |                     |      |               |
|-----------------------|---------------------|------|---------------|
| Typed or printed name | Kari Bateman        |      |               |
| Signature             | <i>Kari Bateman</i> | Date | July 22, 2004 |

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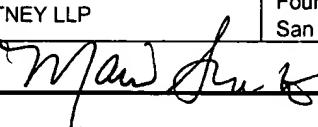


**APPLICATION  
FEE TRANSMITTAL SHEET  
(FY 2004)**

| Complete if Known    |   |
|----------------------|---|
| Application No.      | 09/938,098  |
| Filing Date          | August 23, 2002                                   |
| First Named Inventor | Chris P. McIntosh, et al.                         |
| Group Art Unit       | 2684  |
| Examiner Name        | Tu X. Nguyen                                      |
| Atty. Docket Number  | Technology Center 2000<br>A-65029/MSS (467282-32) |

| METHOD OF PAYMENT (Check One)  |                  |  | FEE CALCULATION (Continued)   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
|--|------------------|--|---|--|--|------------------|------------------|-----------------|----------|----|----|--|--|-----|----|--|--|-----|-----|-------------------|--|----|----|--|--|-----|----|--|--|-----|-----|---|--|-----|-----|--|--|-------|-----|---|--|------|------|--|--|-----|-----|------------------------------|--|-----|-----|------------------|--|-----|-----|--|--|-----|-----|--------------------------|--|-----|----|-------------------------|--|-----|-----|-------------------------------|--|----|----|---|--|-------|-----|--|--|-----|-----|--|--|-----|-----|---|--|-----|-----|---|--|-----|-----|------------------------------------|--|-----|----|----------------------------------|--|-------|-----|------------------------------------|--|----------------------------------|--|--|---|--|--|------------------|------------------|-----------------|--|--|--|----|---|------------------------|--|--|--|----|----|-----------------------------------|--|--|--|-----|-----|--------------------------|--|--|--|----|----|---|--|--|--|----|---|---|--|--|--|
| <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:<br/>           Deposit Account No.: <u>50-2319</u><br/>           Deposit Account Name: <u>DORSEY &amp; WHITNEY LLP</u></p> <p><input type="checkbox"/> Charge any additional fee required under 37 C.F.R. 1.16 and 1.17<br/> <input checked="" type="checkbox"/> Applicant claims small entity status (see 37 C.F.R. 1.27)</p> <p>2. <input checked="" type="checkbox"/> Check Enclosed</p> |                  |  | <p><b>3. ADDITIONAL FEES</b></p> <table border="1"> <thead> <tr> <th>Large Entity Fee</th> <th>Small Entity Fee</th> <th>Fee Description</th> <th>Fee paid</th> </tr> </thead> <tbody> <tr> <td>50</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>130</td> <td>65</td> <td>Surcharge - Late nonprovisional filing fee or oath</td> <td></td> </tr> <tr> <td>180</td> <td>180</td> <td>Submission of IDS</td> <td></td> </tr> <tr> <td>40</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>110</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>420</td> <td>210</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>950</td> <td>475</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1,480</td> <td>740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>2010</td> <td>1005</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>770</td> <td>385</td> <td>Submission After Final 1.129</td> <td></td> </tr> <tr> <td>330</td> <td>165</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>330</td> <td>165</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>290</td> <td>145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>110</td> <td>55</td> <td>Terminal Disclaimer Fee</td> <td></td> </tr> <tr> <td>130</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>50</td> <td>50</td> <td>Petitions related to provisional applications</td> <td></td> </tr> <tr> <td>1,330</td> <td>665</td> <td>Utility/Reissue Issue Fee (including advance copies)</td> <td></td> </tr> <tr> <td>480</td> <td>240</td> <td>Design Issue Fee (inc. advance copies)</td> <td></td> </tr> <tr> <td>770</td> <td>385</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>300</td> <td>300</td> <td>Publication fee for early, voluntary, or normal publication</td> <td></td> </tr> <tr> <td>300</td> <td>300</td> <td>Publication fee for re-publication</td> <td></td> </tr> <tr> <td>110</td> <td>55</td> <td>Petition to Revive - unavoidable</td> <td></td> </tr> <tr> <td>1,330</td> <td>665</td> <td>Petition to Revive - unintentional</td> <td></td> </tr> <tr> <td colspan="3">*Calculation of Extra Claim Fees</td> <td colspan="3">           OTHER FEE (specify):<br/>           Subtotal (3) \$0.00<br/>           Total Amount of Payment: \$27.00         </td> </tr> <tr> <td>Large Entity Fee</td> <td>Small Entity Fee</td> <td>Fee Description</td> <td></td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>9</td> <td>Claims in excess of 20</td> <td></td> <td></td> <td></td> </tr> <tr> <td>86</td> <td>43</td> <td>Independent claims in excess of 3</td> <td></td> <td></td> <td></td> </tr> <tr> <td>290</td> <td>145</td> <td>Multiple dependent Claim</td> <td></td> <td></td> <td></td> </tr> <tr> <td>84</td> <td>42</td> <td>Reissue independent claims over original patent</td> <td></td> <td></td> <td></td> </tr> <tr> <td>18</td> <td>9</td> <td>Reissue claims in excess of 20 and over original patent</td> <td></td> <td></td> <td></td> </tr> </tbody> </table> |  |  | Large Entity Fee | Small Entity Fee | Fee Description | Fee paid | 50 | 25 | Surcharge - late provisional filing fee or cover sheet |  | 130 | 65 | Surcharge - Late nonprovisional filing fee or oath |  | 180 | 180 | Submission of IDS |  | 40 | 40 | Recording each patent assignment per property (times number of properties) |  | 110 | 55 | Extension for reply within first month |  | 420 | 210 | Extension for reply within second month |  | 950 | 475 | Extension for reply within third month |  | 1,480 | 740 | Extension for reply within fourth month |  | 2010 | 1005 | Extension for reply within fifth month |  | 770 | 385 | Submission After Final 1.129 |  | 330 | 165 | Notice of Appeal |  | 330 | 165 | Filing a brief in support of an appeal |  | 290 | 145 | Request for oral hearing |  | 110 | 55 | Terminal Disclaimer Fee |  | 130 | 130 | Petitions to the Commissioner |  | 50 | 50 | Petitions related to provisional applications |  | 1,330 | 665 | Utility/Reissue Issue Fee (including advance copies) |  | 480 | 240 | Design Issue Fee (inc. advance copies) |  | 770 | 385 | Request for Continued Examination (RCE) |  | 300 | 300 | Publication fee for early, voluntary, or normal publication |  | 300 | 300 | Publication fee for re-publication |  | 110 | 55 | Petition to Revive - unavoidable |  | 1,330 | 665 | Petition to Revive - unintentional |  | *Calculation of Extra Claim Fees |  |  | OTHER FEE (specify):<br>Subtotal (3) \$0.00<br>Total Amount of Payment: \$27.00 |  |  | Large Entity Fee | Small Entity Fee | Fee Description |  |  |  | 18 | 9 | Claims in excess of 20 |  |  |  | 86 | 43 | Independent claims in excess of 3 |  |  |  | 290 | 145 | Multiple dependent Claim |  |  |  | 84 | 42 | Reissue independent claims over original patent |  |  |  | 18 | 9 | Reissue claims in excess of 20 and over original patent |  |  |  |
| Large Entity Fee   | Small Entity Fee | Fee Description  | Fee paid  |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 50   | 25               | Surcharge - late provisional filing fee or cover sheet                     |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 130  | 65               | Surcharge - Late nonprovisional filing fee or oath                         |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 180  | 180              | Submission of IDS  |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 40   | 40               | Recording each patent assignment per property (times number of properties) |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 110  | 55               | Extension for reply within first month                                     |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 420  | 210              | Extension for reply within second month                                    |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 950  | 475              | Extension for reply within third month                                     |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 1,480  | 740              | Extension for reply within fourth month                                    |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 2010   | 1005             | Extension for reply within fifth month                                     |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 770  | 385              | Submission After Final 1.129   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 330  | 165              | Notice of Appeal   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 330  | 165              | Filing a brief in support of an appeal                                     |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 290  | 145              | Request for oral hearing   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 110  | 55               | Terminal Disclaimer Fee  |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 130  | 130              | Petitions to the Commissioner  |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 50   | 50               | Petitions related to provisional applications                              |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 1,330  | 665              | Utility/Reissue Issue Fee (including advance copies)                       |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 480  | 240              | Design Issue Fee (inc. advance copies)                                     |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 770  | 385              | Request for Continued Examination (RCE)                                    |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 300  | 300              | Publication fee for early, voluntary, or normal publication                |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 300  | 300              | Publication fee for re-publication   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 110  | 55               | Petition to Revive - unavoidable   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 1,330  | 665              | Petition to Revive - unintentional   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| *Calculation of Extra Claim Fees   |                  |  | OTHER FEE (specify):<br>Subtotal (3) \$0.00<br>Total Amount of Payment: \$27.00   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| Large Entity Fee   | Small Entity Fee | Fee Description  |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 18   | 9                | Claims in excess of 20   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 86   | 43               | Independent claims in excess of 3  |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 290  | 145              | Multiple dependent Claim   |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 84   | 42               | Reissue independent claims over original patent                            |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |
| 18   | 9                | Reissue claims in excess of 20 and over original patent                    |   |  |  |                  |                  |                 |          |    |    |  |  |     |    |  |  |     |     |                   |  |    |    |  |  |     |    |  |  |     |     |   |  |     |     |  |  |       |     |   |  |      |      |  |  |     |     |                              |  |     |     |                  |  |     |     |  |  |     |     |                          |  |     |    |                         |  |     |     |                               |  |    |    |   |  |       |     |  |  |     |     |  |  |     |     |   |  |     |     |   |  |     |     |                                    |  |     |    |                                  |  |       |     |                                    |  |                                  |  |  |   |  |  |                  |                  |                 |  |  |  |    |   |                        |  |  |  |    |    |                                   |  |  |  |     |     |                          |  |  |  |    |    |   |  |  |  |    |   |   |  |  |  |

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

**Chris P. McIntosh, et al.**

Serial No. **09/938,098**

Filing Date: **August 23, 2002**

For: **DISTRIBUTED CELLULAR  
NETWORK COMMUNICATION  
SYSTEM**

Group Art Unit: **2684**

Examiner: **Tu X. Nguyen**

Confirmation No.: **9835**

Attorney Docket No.: **A-65029/MSS  
(467282-32)**

Date: **July 22, 2004**

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Assignee hereby asserts entitlement to small entity status and is thereby entitled to pay the small entity fee in accordance with 37 C.F.R. 1.27, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. Further, no rights to the patent are held by any concern which would not qualify as a small business concern under 37 C.F.R. §1.27.

**interWAVE COMMUNICATIONS  
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Date: July 22, 2004

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